

Docket No.: PF-0334-2 DIV

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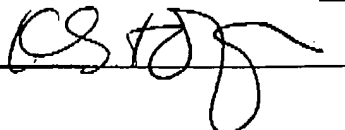
gnd

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CERTIFICATE OF TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the attention of Examiner Roark, Group Art Unit 1644, U.S. Patent and Trademark Office to Facsimile No. 703-746-5174 on the date shown below.

Signature



Date

October 7, 2002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Hillman et al.

Title: NEW PHOSPHATIDYLINOSITOL 4,5-BISPHOSPHATE 5-PHOSPHATASE

Serial No.: 09/892,287

Filing Date: June 26, 2001

Examiner: Roark, J

Group Art Unit: 1644

Commissioner for Patents  
Washington, D.C. 20231

**SUPPLEMENTAL PRELIMINARY AMENDMENT and RESPONSE TO RESTRICTION  
REQUIREMENT UNDER 35 U.S.C. 121**

Sir:

This paper is responsive to a phone call from Examiner Roark on October 02, 2002. Examiner Roark advised that the amendment filed on July 22, 2002 was considered non-compliant, as it was alleged to not conform to the requirements of 37 CFR 1.121.

**IN THE SPECIFICATION**

Please replace the first paragraph on page 1 with the following rewritten paragraph:

C1  
This application is a divisional application of U.S. application serial number 09/258,643 filed on February 26, 1999, now U.S. Patent No. 6,277,373, which is a divisional application of U.S. application serial number 08/884,681 filed on June 27, 1997, now U.S. Patent No. 5,955,338, the contents all of which are hereby incorporated by reference.



**FAX**

Legal Department  
3160 Porter Drive  
Palo Alto, CA 94304  
(650) 855-0555  
fax (650) 845-4166 or (650) 849-8886

**DATE:** October 7, 2002  
**TO:** Examiner J. Roark  
**COMPANY:** USPTO  
**FAX NO.:** 703-746-5174  
**TELEPHONE NO.:** 703-605-1209  
**FROM:** Shirley Recipon  
**TELEPHONE NO.:** (650) 621-8555  
**OUR REF. NO.:** PF-0334-2 DIV  
**SERIAL NO.:** 09/892,287  
**PAGES :** 16

Re: Pursuant to your telephone conversation on October 2, 2002 attached is Supplemental Preliminary Amendment and Response to Restriction Requirement.

*Second amendment/correction to claim 36.*

This facsimile is intended for the addressee only and may contain confidential information. If you have received this facsimile in error, please call us at 650.855.0555 immediately to arrange for its return.

**OFFICIAL**

Docket No.: PF-0334-2 DIV

**CERTIFICATE OF TRANSMISSION**

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Signature

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**TRANSMITTAL FEE SHEET**

Sir:

Transmitted herewith are the following for the above-identified application:

1. Facsimile Transmittal Sheet; and
2. Supplemental Preliminary Amendment and Response to Restriction Requirement (10 pp.);
3. Four (4) Corrected Figures as previously submitted (2A, 2B, 2C, and 2D).

The fee has been calculated as shown below.

Claims	Claims After Amendment		Claims Previously Paid For		Excess Extra	Other Than Small Entity Rate	Fee	Additional Fee(s)
Total	17	-	20		0	x\$18.00		\$ 0
Indept.	1	-	3		0	x\$84.00		\$ 0
First Presentation of Multiple Dependent Claims						+280.00		\$ 0
Total Fee:								\$ 0

☒ No additional Fee is required.

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 09-0108.

Respectfully submitted,

INCYTE GENOMICS, INC.

Date:

07, October 2002

Shirley A. Reipon

Reg. No. 47,016

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